



Express Mail No.: EV 210048961 US
Attorney Docket: Newland-3D

IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE

In Re the Application of: Dennis John Newland
Serial Number: 09/895,763
Filed: June 28, 2001
For: Self Guyed Structures
Examiner: Chi Q. Nguyen
Art Unit 3637

CERTIFICATE OF EXPRESS MAILING

I, Cheryl A. Swanson, hereby certify to the truth of the following items:

1. I am an employee of Santangelo Law Offices, P.C., 125 South Howes, Third Floor, Fort Collins, Colorado 80521.
2. I have this day deposited the Amendment and Request for Reconsideration Under 37 C.F.R. § 1.111, along with Exhibits A and B, which show amendments to the specification and claims, with the United States Postal Service as "Express Mail" for mailing to: Art Unit 3637, Commissioner for Patents, Washington, D.C. 20231.

Dated this 2 day of December, 2002.

Cheryl A. Swanson
Cheryl A. Swanson

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AMENDMENT AND REQUEST FOR RECONSIDERATION

UNDER 37 C.F.R. § 1.111

This amendment and request for reconsideration is in response to the office communication mailed August 2, 2002 in which the Office raised various concerns as to formality matters such as claim numbering and spelling, and more substantive concerns under 35 USC §102 and §103 as based on US Pat. No. 5,642,590 to Skelton. The Applicant submits this amendment and request for reconsideration to fully address the Office's August 2, 2002 action. Please note that certain of the amendments are not made in direct response to the office action but are merely submitted herewith because now is an opportune time for their presentation.

Please amend the above-identified application according to attached Exhibits A and B. The Applicant believes all concerns have been addressed and that all claims remaining in the case are in condition for allowance.

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AMENDMENT

In accordance with the amendment directions provided in 37 C.F.R. § 1.121, please cancel without prejudice claims 1-14 and add new claims 15-55, each amendment as indicated in the attached Exhibits A and B. A supplemental claims fee payment of \$696.00 is submitted herewith for five additional independent claims (over three total) and 40 additional total claims (over twenty total), in addition to a fee of \$55.00 submitted along with a petition for a one-month extension of time. Applicant references the attached fee calculation sheet and indicates that the payment of \$696.00 reflects a reduction due to a prior claims fee payment of \$308.00. The total prior payment was actually \$678.00, but this included the small entity basic filing fee of \$370.00 ($\$678.00 - \$370.00 = \308.00). Please also amend the specification as indicated in the attached Exhibits A and B. Pursuant to the Rule, the exhibits are hereby incorporated and are to be considered as part of this response. Exhibit A provides a restated set of all amended paragraphs of the specification and of all remaining claims, some of which have been amended, and Exhibit B provides the required marked-up version of those specific paragraphs and claims that are hereby amended. Applicant notes that the bulk of the amendments to the claims and specification are corrections of improper drafting of the originally proposed set of claims, and of suboptimally presented descriptive text in the specification – each of which were prepared by a *pro se* applicant with absolutely no patent-related experience and, as a result, only a layman's appreciation and awareness of the legal rules that govern patents and applications therefore.

REMARKS

The following remarks address each of the concerns and issues raised in the outstanding action and explain why the amended claims and the added claims as submitted in Exhibit A are allowable. Reconsideration of the application is respectfully requested.